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9 Attorneys for Plaintiffs

10 **UNITED STATES DISTRICT COURT**
11 **CENTRAL DISTRICT OF CALIFORNIA, WESTERN DIVISION**

12
13 ANCHOR HOLDINGS LIMITED, an
English Limited Company,
14 FAVOURITE LIMITED, a Cayman
Islands Limited Company, CAP 18
SRL, an Italian Limited Liability
15 Company, CARLO OLIVIERI, an
individual, MAURA MASOLA, an
16 individual, CLAUDIO GATELLI, an
individual, SGHEDONI GRAZIANO,
17 an individual, ALBERTO
BRENTGANI, an individual; ANDIA
18 SRL, an Italian Limited Liability
Company, SIRIO SRL an Italian
19 Limited Liability Company, AFIL SRL,
an Italian Limited Liability Company,
20 MARCO BONESINI, an individual,
and OILE SRL, an Italian Limited
21 Liability Company,

22 Plaintiffs,

23 v.

24 BENEDETTO CICO, an individual,
and CARLA CICO, an individual.

25 Defendants.
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CASE NO. 2:15-cv-05447-SJO-FFM

**PLAINTIFFS' NOTICE OF
VOLUNTARY DISMISSAL
WITHOUT PREJUDICE
PURSUANT TO FEDERAL RULE
OF CIVIL PROCEDURE 41(a)(1)**

1 **PLEASE TAKE NOTICE** that Plaintiffs Anchor Holdings Limited,
2 Favourite Limited, Cap 18 SRL, Carlo Olivieri, Maura Masola, Claudio Gatelli,
3 Sghedoni Graziano, Alberto Brentegani, Andia SRL, Sirio SRL, Afil SRL, Marco
4 Bonesini, and Oile SRL (collectively, “Plaintiffs”) pursuant to Federal Rule of Civil
5 Procedure 41(a)(1), hereby voluntarily dismiss all claims in this action *without*
6 *prejudice* as to Defendants Benedetto Cico and Carla Cico.

7 Federal Rule of Civil Procedure 41(a)(1) provides, in relevant part:

8 **(a) Voluntary Dismissal.**

9 **(1) By the Plaintiff.**

10 (A) *Without a Court Order.* Subject to Rules 23(e), 23.1(c),
11 23.2, and 66 and any applicable federal statute, the plaintiff may
12 dismiss an action without a court order by filing:

13 (i) a notice of dismissal before the opposing party serves
14 either an answer or a motion for summary judgment

15 * * *

16 Defendants have neither answered Plaintiff’s Complaint, nor filed a motion
17 for summary judgment. Accordingly, this matter may be dismissed without
18 prejudice and without an Order of the Court.

19
20 DATED: February 25, 2016

Respectfully submitted,

21
22 KELLEY DRYE & WARREN LLP

23 Richard F. DeLossa
24 James B. Saylor (admitted *pro hac vice*)

25 By //s// James B. Saylor

26 *Attorneys for Plaintiffs*
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PROOF OF SERVICE

STATE OF NEW YORK, COUNTY OF NEW YORK

At the time of service, I was over 18 years of age and **not a party to this action**. I am employed in the County of New York, State of New York. My business address is Kelley Drye & Warren LLP, 101 Park Avenue, New York, New York, 10178.

On February 25, 2016, I served a true copy of the foregoing document entitled **PLAINTIFFS' NOTICE OF VOLUNTARY DISMISSAL WITHOUT PREJUDICE PURSUANT TO FEDERAL RULE OF CIVIL PROCEDURE 41(a)(1)** on the interested parties in this action through their counsel as follows:

Edward Toptani
Toptani Law Offices
127 E. 59th St./Third Fl.
New York, New York 10022
Phone: [\(212\) 699-8930](tel:(212)699-8930)
Fax: [\(212\) 699-8939](tel:(212)699-8939)
E-mail: edward@toptanilaw.com

☒ **BY FEDERAL EXPRESS:** I enclosed said document(s) in an envelope or package provided by Federal Express and addressed to the persons at the addresses listed in the Service List. I placed the envelope or package for collection and overnight delivery at an office or a regularly utilized drop box of Federal Express to receive documents.

☒ **BY E-MAIL** (courtesy copy): I caused a courtesy copy of the document(s) to be sent from e-mail address jsaylor@kelleydrye.com to the persons at the e-mail addresses listed above.

☒ **FEDERAL:** I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct and that I am employed in the office of a member of the bar of this Court at whose direction the service was made.

Executed on February 25, 2016, at New York, New York.

/s/ James B. Saylor
James B. Saylor